

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
SECOND APPELLATE DISTRICT**

**May 4, 1999**

## DIVISION TWO

B119256 Jones (Not for Publication)

V.

State of California

The judgment is affirmed.

Nott, J.

We concur: Boren, P.J.

Mallano, J. (Assigned)

B122001 People (Not for Publication)

V.

Womack

The Court:

The judgment is affirmed.

Boren, P.J., Zebrowski, J., Mallano, J. (Assigned)

B123196      Downing      (Not for Publication)

V.

Orbach

The order of dismissal is affirmed. Respondent Orbach is awarded costs on appeal.

Nott, J.

We concur: Boren, P.J.

Mallano, J. (Assigned)

May 4, 1999-Continued

## DIVISION TWO (Continued)

B122788      People                          (Not for Publication)  
v.  
Frattarole

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The judgment is ordered amended to include the imposition of a \$200 restitution fine under Penal Code section 1202.4 and the imposition of a \$200 parole restitution fine under Penal Code section 1202.45. That latter fine shall be suspended unless parole is revoked. In all other respects, the judgment is affirmed.

Nott, J.

We concur: Boren, P.J.  
Mallano, J. (Assigned)

Addendum to the minutes of May 3, 1999:

B115165 People  
v.  
Rodriguez et al.

Filed order modifying opinion. Petition for rehearing is denied. (No change in the judgment)

DIVISION THREE

B116450      Spray, Gould & Bowers      (Certified for Publication)  
v.  
Associated International Insurance Co.

The trial court's judgment is reversed and the matter is remanded for further proceedings consistent with the views expressed herein. SG&B shall recover its costs on appeal.

Petersen, J. (Assigned)

We concur: Klein, P.J.  
Croskey, J.

DIVISION THREE (Continued)

B113958      John E. Freeman      (Not for Publication)  
B115358      v.  
                Rod Beadles

In appeal number B113958, the judgment is affirmed, and costs on appeal are awarded to defendants. In appeal number B115358, the order imposing sanctions is affirmed, and costs on appeal are awarded to defendants.

Kitching, J.

We concur:   Croskey, Acting P.J.  
                  Aldrich, J.

B122373      People      (Not for Publication)  
                v.  
                Knopf

The judgment is affirmed.

Kitching, J.

We concur:   Croskey, Acting P.J.  
                  Aldrich, J.

B111291      People      (Not for Publication)  
                v.  
                Abalos

The judgment is modified by imposing a suspended \$2,300 Penal Code section 1202.45 parole revocation restitution fine. The clerk of the superior court is ordered upon issuance of the remittitur to correct the relevant minute orders and to prepare a corrected copy of the abstract of judgment as set forth in this opinion. The clerk is to forward a corrected copy of the abstract of judgment to the Department of Corrections. In all other respects, the judgment is affirmed.

Kitching, J.

We concur:   Croskey, Acting P.J.  
                  Aldrich, J.

### DIVISION THREE (Continued)

B122002 People (Not for Publication)  
v.  
Chavez et al.

The judgments are affirmed.

Kitching, J.

We concur: Klein, P.J.  
Aldrich, J.

DIVISION FOUR

B118633      Filet Menu, Inc.      (Certified for Publication)  
v.  
Cheng

The judgment is reversed. Appellant is awarded its costs on appeal.

Curry, J.

We concur: Epstein, Acting P.J.  
Hastings, J.

B128863 Candance F. (Not for Publication)  
v.  
S.C.L.A.  
(D.C.F.S., r.p.i.)

The petition for writ of mandate is denied.

Epstein, Acting P.J.

We concur: Hastings, J.  
Curry, J.

May 4, 1999-Continued

## DIVISION FOUR (Continued)

B117810 Davis (Not for Publication)  
v.  
TRW, Inc.

The judgment is reversed. Costs on appeal are awarded to appellant.

Hastings, J.

We concur: Vogel (C.S.), P.J.  
Curry, J.

B121478      Bezaire      (Not for Publication)  
v.  
Conbraco Industries

The judgment of dismissal is affirmed.

Epstein, Acting P.J.

We concur: Hastings, J.  
Curry, J.

B118656 People (Not for Publication)  
v.  
Olshan

The judgment is affirmed.

Curry, J.

We concur: Epstein, Acting P.J.  
Hastings, J.

## DIVISION FIVE

Court convened at 9:00 A.M.

Present: Turner, P.J., Grignon, J., Armstrong, J., and J. Belcher, Deputy Clerk.

DIVISION FIVE (Continued)

Each of the following:

B124881 DCFS v William C.  
B127218 People v. Demetrice B.  
B120209 People v. Francisco Perez  
B123023 People v. Mark Alexander  
B126992 People v. Robert Bhaner  
B124261 People v. Letitia Wright  
B127406 DCFS v. Jesus L.

Argument waived, cause submitted.

B116769      Cecilia Gilmore et al.  
                  v.  
                  Ashley-Grigsby Mortuary

Merits:

Argued by Robert Brainard for appellants and by Ilse Harle DePinto for respondent. Cause submitted.

B120749      The People  
                  v.  
                  Wade Morman

Merits:

Argued by Gisela Caldwell for appellant and by Theresa Cochrane, deputy attorney general, for respondent. Cause submitted.

B117955      Premium Commercial Services Corp.  
                  v.  
                  National Bank of California

Merits:

Argued by Garrett L. Hanken for appellant and by Judith Ilene Bloom for respondent. Cause submitted.

DIVISION FIVE (Continued)

B122345     Sara Flores  
              v.  
              Sohnen Enterprises, Inc., et al.

Merits:  
Argued by Greg Wolflick for appellants and by Pamela Teren for respondent. Cause submitted.

B115915     Donald MacIntyre  
              v.  
              County of Los Angeles

Merits:  
Argued by Daniel Barer for appellant and by Matthew Levinson for respondent. Cause submitted.

Court recessed at 10:30 a.m.

Court reconvened at 11:00 a.m.

Present: Turner, P.J., Armstrong, J., Godoy Perez, J., and J. Belcher, Deputy Clerk.

Each of the following:

B116134 People v David Huffman  
B126308 DCFS v Christina G.  
B124140 People v. Matthew Huk  
B127134 DCFS v Jeff R.  
B120923 People v. Anderson and Jackson

Argument waived, cause submitted.

B120370     The People  
              v.  
              Oliver Chandler and Darnell Washington

Merits:  
Argued by Steven Matchett for appellant Washington and by Analee Nations, deputy attorney general, for respondent. (Counsel for defendant Chandler waived argument.) Cause submitted.

DIVISION FIVE (Continued)

B122574     The People  
              v.  
              Edwin Brown

Merits:

Argued by Tara Selver for Brown, by Dirk Hudson, deputy district attorney, for appellant People, and by Jaime Fuster, deputy attorney general, for respondent People. Cause submitted.

Court recessed at 12:00 p.m.

Court reconvened at 1:00 p.m.

Present: Turner, P.J., Armstrong, J., Godoy Perez, J., and J. Belcher, Deputy Clerk.

Each of the following:

B122160 Monarrez v. Haralambos  
B118176 Post v. Palo/Haklar & Assoc.

Argument waived, cause submitted.

B123399     Richard W. Traweck  
              v.  
              Bell Fainsbert & Finer

Merits:

Argued by James T. Duff for appellant and by Michael A. Bell for respondent. Cause submitted.

B121374     Mohan Nair  
              v.  
              Michael Ralke et al.

Merits:

Argued by Robert H. Bretz for appellant and by Steven A. Ellis for respondents. Cause submitted.

Court adjourned at 2:00 p.m.



DIVISION SIX

B121110      Aguayo                                      (Not for Publication)  
                 v.  
                 Saticoy Lemon Assoc.

The judgment is affirmed. Costs are awarded to Saticoy.

Gilbert, Acting P.J.

We concur:   Yegan, J.  
                 Burke, J. (Assigned)

B125255      Rikken et al.                                      (Not for Publication)  
                 v.  
                 Fire Insurance Exchange

The judgment is affirmed. Respondent is awarded costs on appeal.

Coffee, J.

We concur:   Yegan, Acting P.J.  
                 Burke, J. (Assigned)

B123707      People    (Not for Publication)  
                 v.  
                 Johnson

The judgment is affirmed.

Coffee, J.

We concur:   Gilbert, Acting P.J.  
                 Burke, J. (Assigned)

DIVISION SIX (Continued)

B123217      Dahmen                              (Not for Publication)  
                 v.  
                 Richards

The judgment is affirmed. Costs are awarded to respondents.

Coffee, J.

We concur:   Gilbert, Acting P.J.  
                 Burke, J. (Assigned)